

STATE ELECTION COMMISSION, HARYANA

S.C.O. NO. 16-17, SECTOR 20-D,

CHANDIGARH

The 8th September, 2008

No. SEC/2E-III/2008-9053.—Whereas, the name of Shri Bhagta Ram son of Shri Lachman was notified as Sarpanch, Gram Panchayat, Paka Khera, Block Assandh, District Karnal was notified by the State Election Commission Haryana *vide* its Notification No. SEC/E-III/2005/3201, dated 22nd April, 2005.

And, whereas, Deputy Commissioner, Karnal *vide* Endst. No. 5187-91/Panchayat, dated 14th August, 2008 has passed the orders of removal of Shri Bhagta Ram son of Shri Lachman from the office of Sarpanch, Gram Panchayat, Paka Khera, Block Assandh, District Karnal under Section 51(3) of the Haryana Panchayati Raj Act, 1994.

Now, consequent upon the above orders of the Deputy Commissioner, Karnal, the State Election Commissioner, Haryana hereby denotifies the name of Shri Bhagta Ram son of Shri Lachman from the office of Sarpanch, Gram Panchayat, Paka Khera, Block Assandh, District Karnal.

Chandigarh:

The 6th September, 2008

CHANDER SINGH,

State Election Commissioner,
Haryana.

STATE ELECTION COMMISSION HARYANA

S.C.O. NO. 16-17, SECTOR 20-D,

CHANDIGARH

The 8th September, 2008

No. SEC/2E-III/2008-9086.—Whereas, the name of Shri Lilu Ram son of Shri Ram Kunwar was notified as Sarpanch, Gram Panchayat, Nathupur, Block and District Gurgaon by the State Election Commission *vide* its Notification No. SEC/E-III/2005/2949, dated 22nd April, 2005.

And, whereas, Deputy Commissioner-cum-District Election Officer (Panchayat), Gurgaon *vide* his letter No. 2112/P, dated 8th February, 2008 had informed that Smt. Sheela wife of Shri Mange Ram has been declared elected as Sarpanch, Gram Panchayat, Nathupur Block and District Gurgaon by the Hon'ble Additional Civil Judge (Senior Division), Gurgaon in Petition No. 8th/2nd May, 2005/30th July, 2007 titled “Smt. Sheela wife of Shri Mange Ram Vs. Leelu Ram son of Shri Ram Kunwar and others”.

And, whereas, Deputy Commissioner-cum- District Election Officer (Panchayat), Gurgaon *vide* his letter dated 8th February, 2008 had further intimated that Shri Leelu Ram Sarpanch, Gram Panchayat, Nathupur had filed the Civil Revision Petition No. 4618 of 2007 in the Hon'ble Punjab and Haryana High Court. The Hon'ble High Court had passed the orders dated 8th January, 2008 for fresh consideration and dealing with the same after recording detailed reasons therefore.”

And, whereas, Deputy Commissioner, Gurgaon had also intimated that Smt. Sheela w/o Shri Mange Ram has filed the S.L.P. No. 1236/08-Sheela Vs. Leelu Ram and others in the Hon'ble Supreme Court of India. The Hon'ble Supreme Court *vide* his orders dated 28th January, 2008 has stayed the operation impugned order dated 8th January, 2008 of Punjab and Haryana High Court.

And, whereas, in compliance of the orders dated 28th January, 2008 of the Hon'ble Supreme Court of India, the State Election Commission, Haryana denotified the name of Shri Lilu Ram son of Shri Ram Kunwar as Sarpanch, Gram Panchayat, Nathupur, Block and District Gurgaon and notified the name of Smt. Sheela wife of Shri Mange Ram as Sarpanch, Gram Panchayat, Nathupur, Block and District Gurgaon *vide* Commission's notification

No. SEC/2E-III/2008/1484, dated 26th February, 2008 subject to the final decision of Special Leave to appeal (Civil) No. 1236/08.

And, whereas, the Deputy Commissioner-cum-District Election Officer (Panchayat), Gurgaon has forwarded a copy of orders dated 24th March, 2008 passed by Hon'ble Supreme Court of India in SLP No. 1236/2008-Sheela Vs. Leelu Ram. The operative part of the orders dated 24th March, 2008 is re-produced below :—

"Counsel for the parties are directed to appear before the trial court on 07th April, 2008. The Trial Court may take up the matter for hearing either on the said date or fix the case for final disposal for a later date, which will not be more than six weeks later than 07th April, 2008. The parties are also directed to cooperate so that the matter is disposed of either on 07th April, 2008 or on the adjourned date as fixed by the Trial Court. It is also made clear that if any of the parties fail to remain present on the date fixed as aforesaid or on the date fixed by the Trial Court, it shall be open to the Trial Court to proceed against them in their absence. No further opportunity to lead evidence etc. shall be given to either of the parties. Operation of the impugned order was stayed by this Court on 28th January, 2008. Needless to say, the said order. The Special Leave Petition is disposed of accordingly."

(Sd/-)...

(Subhash Chander)
Court Master

(Sd/-)...

(Anand Singh)
Court Master.

And, whereas, in compliance of the orders dated 24th March, 2008 of the Hon'ble Supreme Court of India and request of Deputy Commissioner-cum-District Election Officer (Panchayat), Gurgaon, the State Election Commission Haryana's earlier notification No. SEC/2E-III/2008/14384, dated 26th Febrary, 2008 withdraw till further orders. Consequently, the notification issued *vide* this Commission's Notification No. SEC/E-III/2005/2949, dated 22nd April, 2005 will stand operative.

And, whereas, the Deputy Commissioner-cum-District Election Officer (Panchayat), Gurgaon has informed *vide* letter No. 3193/Panchayat, dated 29th August, 2008 that additional Civil Judge (Sr. Division), Gurgaon in Election Petition No. 8th/2nd May, 2005/30th July, 2007-Sheela Versus Leelu Ram and others has declared elected Smt. Sheela wife of Shri Mange Ram as Sarpanch, Gram Panchayat, Nathupur *vide* his order dated 13th May, 2008. Sh. Lili Ram has filed the Civil Writ Petition No. 9073/2008-Leelu Ram Vs. Sheela and others against the orders of Additional Civil Judge (Senior Division), Gurgaon dated 13th May, 2008 in the Hon'ble Punjab and Haryana High Court and the same was dismissed on 21st July, 2008.

Now, in compliance of the orders dated 13th May, 2008 of the Hon'ble Additional Civil Judge (Senior Division), Gurgaon and orders dated 21st July, 2008 of the Hon'ble Punjab and Haryana High Court and request of Deputy Commissioner-cum-District Election Officer (Panchayat), Gurgaon, the State Election Commission Haryana hereby denotifies the name of Shri Leelu Ram son of Shri Ram Kunwar from the office of Sarpanch, Gram Panchayat, Nathupur, Block and District Gurgaon and further notifies the name of Smt. Sheela wife of Shri Mange Ram as Sarpanch, Gram Panchayat, Nathupur, Block and District Gurgaon.

Chandigarh:

The 6th September, 2008

CHANDER SINGH,

State Election Commissioner,
Haryana.

STATE ELECTION COMMISSION HARYANA

S.C.O. NO. 16-17, SECTOR 20-D,

CHANDIGARH

The 10th September, 2008

No. SEC/2ME/2008-9148.—Whereas, a vacancy has occurred due to set aside of election of Ward No. 3 of Municipal Council, Rewari *vide* orders dated 09th August, 2008 passed by the Hon'ble Civil Judge (Senior Division) exercising the power of Election Tribunal under the Haryana Municipal Act, 1973 in election petition No. 6 of 2005 of Sh. Narendra Kumar Pippal Vs. Smt. Hero Devi & others. The Hon'ble Court has also ordered that the election to the post of Municipal Council, Rewari for Ward No. 3 to be held within three months.

2. And, whereas, Sub section (1) of Section 15 of the Haryana Municipal Act, 1973, provides that whenever a vacancy occurred by death, resignation or removal or by the vacation of seat of any member, the vacancy shall be filled within six months of the occurrence of such vacancy.

3. The State Election Commission, Haryana in exercise of the powers conferred on it under Clause (1) of article 243ZA of the Constitution of India read with Section 3A of the Haryana Municipal Act, 1973 and Rules 4 to 11 of the Haryana Municipal Election Rules, 1978, has decided to revise the electoral rolls of all the wards of the **Municipal Council, Rewari, District Rewari** summarily *w.r.t.* 01st January, 2008 on the basis of Assembly Electoral Rolls finally published on 25th January, 2008 with reference to 1st January, 2008 as qualifying date as per following programme:—

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| <p>1. Preparation of Draft Electoral Rolls of all the wards of the Municipal Council, Rewari <i>w.r.t.</i> 01st January, 2008 on the basis of Assembly electoral rolls finally published on 25th January, 2008 with qualifying date as on 01st January, 2008 (Rule-4 of the Haryana Municipal Election Rules, 1978).</p> <p>2. Draft publication of Electoral Rolls of all the wards of the Municipal Council, Rewari <i>w.r.t.</i> 01st January, 2008 as qualifying date for inviting claims and objections. (Rule-7 of the Rule <i>ibid</i>).</p> <p>3. Last date by which claims and objections shall be presented to the Revising Authority (Rule-9 of the Rules <i>ibid</i>).</p> <p>4. Last date by which the claims and objections shall be disposed of by the Revising Authority. (Rule-10(1)(i) & (ii) of the Rules <i>ibid</i>).</p> <p>5. Last Date for filing appeals with the Deputy Commissioner against the orders of Revising Authority (Rule-10(2) of the Rules <i>ibid</i>).</p> <p>6. Last date for disposal of appeals by the Deputy Commissioner (Rule-10(3) of the Rules <i>ibid</i>).</p> <p>7. Cyclostyling/Photocopy/typing of finally publishing of addenda to the existing electoral roll, meaning thereby addition or deletion of names in the form of supplementary addenda appending to the electoral rolls (Rule-11 of the Rules <i>ibid</i>).</p> | <p>12.09.2008 to
18.09.2008</p> <p>19.09.2008</p> <p>29.09.2008</p> <p>04.10.2008</p> <p>08.10.2008</p> <p>13.10.2008</p> <p>17.10.2008</p> |
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4. The State Election Commission further directs that all the names of the electors entered in the Assembly Electoral Rolls finally published on 25th January, 2008 and also in the existing Municipal Electoral rolls finally published on 25th December, 2004 and supplementary addenda made on 16th February, 2005 except the names of the persons who have died and also of those who have ceased to be ordinary resident or no longer ordinarily residing in the territorial area of the concerned wards of the Municipality should be included/deleted in the ward wise draft of the municipal rolls now to be prepared for publishing them to invite claims and objections.
5. The State Election Commission further directs to use Assembly Electoral Rolls to be obtained from the Election Department, Haryana. Requisite format prescribed for the Municipal Rolls, as "Annexure-1" attached herewith is required to be typed.
6. The State Election Commission further directs that:—
- The Deputy Commissioner shall give widest possible publicity to the above programme indicating place and time of receiving & disposal of claims and objections by the Revising Authority and disposal of appeals by the Deputy Commissioner. He will issue press notes and advertisements in the two local newspapers.
 - One copy of the draft electoral rolls published for inviting claims/objections shall be made available to the Secretary of the Municipal Council, one copy to the office of concerned Tehsildar, one copy to the office of concerned Sub-Divisional Officer (Civil), one copy to the concerned Revising Authority and one copy will be kept in the Deputy Commissioner's office, for making it available for inspection to the public free of cost.

- (c) The Deputy Commissioner shall publish the ward-wise draft Municipal Electoral Rolls togetherwith a notice including the date 29th September, 2008 by which the claims & objections with reference to the draft rolls, may be presented to the Revising Authority. The Deputy Commissioner shall appoint one Authorised Officer for three Wards and sufficient number of required supporting staff and other officials of Municipalities, to assist the Revising Authority for providing copies of the Draft Municipal electoral rolls for inspections to public and also to receive claims & objections. After the draft publication of the ward-wise Municipal Electoral Rolls is made on 19th September, 2008, these draft Municipal electoral rolls should be made available to the public for consultation and inspection at some prominent places, preferably at Government or Municipal buildings and for this purpose Centres having three Wards i.e. assigning three Wards to each centre and last centre consisting of remaining wards for Municipal Council should be created under the charge of an Authorised Officer. At these centres, the wardwise draft Electoral Rolls should be placed for supervision of the Authorised Officer assisted by supporting staff so that after inspection of these wardwise draft Electoral Rolls, the aggrieved person/(s) may file claims and objections before the Authorised Officers and proper receipts for these claims & objections filed before them, should also be issued to the concerned person/(s) and these Officers should also inform them the date, time and place of disposal of their claims & objections by the Revising Authority.
- (d) The Revising Authority shall, after holding an enquiry into the claims or objections as he thinks fit, record his decision in writing and shall make available on demand a copy of such decision to the objector or claimant free of charge forthwith.
- (e) The Revising Authority after disposal of all the claims & objections in terms of under Sub-rule(1) of Rule 10 of the Haryana Municipal Elections Rules, 1978, shall forward a list of such claim and objections alongwith his orders thereon to the Deputy Commissioner, within the prescribed time. Any person aggrieved by any such order of the Revising Authority, may within four days apply to the Deputy Commissioner for revision of the orders of the Revising Authority. The Deputy Commissioner shall within a period of five days confirm such order, or set it aside or pass such order with respect to such claim or objections as he may deem fit. The decision of the Deputy Commissioner on an appeal shall be final.
- (f) The Deputy Commissioner shall publish the final Electoral Rolls on 17th October, 2008 and the Electoral Rolls of the Municipal Council, Rewari shall come into force from the date of publication.
- (g) After completion of every stage of the preparation process, the Deputy Commissioncr shall invariably send a message to the State Election Commission and shall also keep the State Election Commission informed of the statistical data like the numbers of claims, objections and corrections received accepted or rejected.

7. The State Election Commission further directs that a copy of ward-wise Municipal Electoral Rolls of Municipal Council, Rewari shall finally be published on 17th October, 2008 and be submitted to the State Election Commission on the same day and one copy thereof shall be supplied to all the Political Parties in the State of Haryana under intimation to the State Election Commission.

Chandigarh:
The 9th September, 2008

CHANDER SINGH,
State Election Commissioner,
Haryana.